

REGULAR CITY COUNCIL MEETING
OCTOBER 28, 1991

PRESENT

Don Dafoe	Mayor
Wesley J. Bloomfield	Council Member
Gayle Bunker	Council Member
Robert Dekker	Council Member
Robert Droubay	Council Member
Rex Harris	Council Member

ABSENT

Richard Waddingham	City Attorney
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OTHERS PRESENT

Dorothy Jeffery	City Recorder
Warren Peterson	Millard County Resident
Kate Hellenbrand	Chronicle/Progress
Vern Fisher	Sunrise Engineering
Jim Warnick	Millard County Resident

Mayor Dafoe called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

Council Member Robert Dekker offered an invocation, after which Mayor Dafoe led the Council in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held September 23, 1991, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Gayle Bunker MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Rex Harris. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

The proposed minutes of a Public Hearing held October 3, 1991, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Gayle Bunker MOVED that

the minutes be approved as presented. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Robert Dekker MOVED that the accounts payable be approved for payment as listed in the amount of \$123,356.94. The motion was SECONDED by Council Member Rex Harris. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OLD BUSINESS

ATTORNEY RICHARD WADDINGHAM: PROPOSED ORDINANCE REGULATING SIZE, CONDITION, LOCATION OF SIGNS ON PUBLIC PROPERTY

Attorney Waddingham was not in attendance; therefore, this item was not discussed.

ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO SUBDIVISION ORDINANCE REGARDING TRUST DEEDS

Attorney Waddingham was not in attendance; therefore, this item was not discussed.

ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO MUNICIPAL WATER RIGHTS AGREEMENT

Attorney Waddingham was not in attendance; therefore, this item was not discussed.

ATTORNEY RICHARD WADDINGHAM: DELTA CITY PERSONNEL POLICY

Attorney Waddingham was not in attendance; therefore, this item was not discussed.

CITY RECORDER DOROTHY JEFFERY: STATUS OF KAYE'S HAIR CARE BUSINESS LICENSE

Mayor Dafoe explained that the Board of Adjustment held a meeting on October 9, 1991, wherein they voted unanimously to grant a Variance to Kaye Niles, Kaye's Hair Care, with the stipulation that at the time of termination of the two operators, Eileen Anzures and Vonnie Viers, or at the time of sale or transfer of the property, compliance with Delta City Zoning Ordinance Section 12-912 will be required.

NEW BUSINESS

MAYOR DON DAFOE: APPOINTMENT OF DEPUTY TREASURER

Mayor Dafoe explained that in accordance with State Law, the City Treasurer is required to sign all Delta City checks; therefore, a Deputy Treasurer should be appointed to sign checks in City Treasurer Doyle Bender's absence. Mayor Dafoe recommended that Carol Howell be appointed as Deputy Treasurer.

Council Member Wesley Bloomfield MOVED to appoint Carol Howell as Delta City Deputy Treasurer. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

GARY CHURCH, PLANNING COMMISSION CHAIRMAN: FINAL PLAT PHASE II - SILVER SAGE SUBDIVISION

In view of Planning Commission Chairman Gary Church's absence, Mayor Dafoe asked Rex Harris to present Final Plat Phase II of the Silver Sage Subdivision to the Council.

Council Member Rex Harris presented a copy of and discussed his plans for Final Plat Phase II of the Silver Sage Subdivision.

Mayor Dafoe reviewed the following recommendation from the Planning & Zoning Commission:

"In a Planning Commission Meeting held September 25, 1991, Mr. Rex Harris presented for the Planning Commission's approval a Final Plat for Phase II of the Silver Sage Subdivision.

All requirements regarding Final Plats in the Delta City Subdivision Ordinance No. 80-05 have been met. According to the Development Permit Review completed by Zoning Officer Neil Forster, the score for the Silver Sage Development exceeds the standard score required. Therefore, the Planning Commission recommends that the City Council approve Final Plat - Phase II of the Silver Sage Subdivision. The Planning Commission also recommends that the City Council require the sidewalks surrounding the subdivision to be the same size and continue with the sidewalks surrounding the White Sage Subdivision."

Discussion was held regarding a bond for the guarantee of improvements within the Final Plat-Phase II. Mr. Harris said that an Agreement For Substitution of Liability between Delta City, Mitchell V. Myers & Joan Myers and Rex T. Harris and Lois C. Harris was signed for this purpose on May 20, 1991.

Following discussion, Council Member Robert Droubay MOVED to approve Final Plat-Phase II of the Silver Sage Subdivision. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Wesley Bloomfield	Yes
Council Member Gayle Bunker	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Rex Harris	Yes - declaring a conflict of interest

GARY JUDKINS: ZONE CHANGE REQUEST FROM PUBLIC QUASI/PUBLIC (PQP)
TO RESIDENTIAL (R-1-B)

Mayor Dafoe said that a Public Hearing was held prior to the Regular City Council Meeting for the purpose of receiving public comment regarding a proposed zone change from Public Quasi/Public (PQP) to Residential (R-1-B), and there was no opposition to the proposed zone change expressed. Mr. Dafoe explained that Gary Judkins has requested this zone change in order to develop a subdivision.

Following discussion, Council Member Robert Droubay MOVED to approve Gary Judkin's zone change request from PQP to R-1-B. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ALDEN ROBINSON, SUNRISE ENGINEERING: DOWNTOWN BEAUTIFICATION
PROJECT

In view of Alden Robinson's absence, Mayor Dafoe asked Vern Fisher, Sunrise Engineering, to present a proposal to the City Council.

Vern Fisher first discussed a proposal for a sewer line design in Delta City at 200 North between 200 and 300 East to allow for the construction of a new Delta North Elementary School.

Mr. Fisher said that On October 4, 1991, he, Val Kofoed and Cleve Christensen of Sunrise Engineering met with Assistant Public Works Director Alan Riding to review the sewer realignment project.

Mr. Fisher said that the proposed cost to complete the design and specifications for construction with Delta City bidding the project and inspecting the construction of the project will be between \$16,000 and \$22,000.

Sunrise Engineering has proposed to complete the following for the sewer realignment project:

1. One plan profile sheet of the project, including surveyed elevations and planed grades.
2. A set of construction specifications for the contractor to follow.

Mayor Dafoe explained that he and Alan Riding met with Millard School District officials and an agreement was reached wherein Delta City will fund 50% of the cost of the sewer realignment and Millard School District will fund 50% of the project.

The Council Members were opposed to the 50% funding agreement. They said that, originally, Millard School District agreed to pay all costs involved if Delta City would deed 100 East Street to them.

The minutes of a Special City Council Meeting held April 15, 1991, were reviewed wherein it states:

"..Council Member Gayle Bunker MOVED to close 100 East Street between 100 North and the North of Alfred Lake's property with the conditions that the irrigation and utilities are addressed and taken care of and that the Millard School District upgrade 150 East Street from Main Street to 200 North with sidewalk and paved street. The motion was SECONDED by Council Member Robert Droubay."

Mayor Dafoe said that he will meet with Superintendent Topham and give him a copy of Sunrise Engineering's proposal and explain that the City Council feels that the funding of the sewer realignment project is the responsibility of Millard School District, and they are not in favor of any City participation in the funding of the project.

Discussion of the Downtown Beautification Project was then held.

Vern Fisher said that there are no other communities within Millard County that have applied for a Community Development Block Grant (CDBG); therefore, Delta City is in a position to receive all of the funds available for Millard County through CDBG.

Mr. Fisher said that Delta City has submitted an application to the CDBG for \$75,000. However, CDBG funds are not available until June or July of 1992 and no work can be started before that time. He

then estimated that actual construction for the project could begin in 1993.

Vern Fisher then presented the following Delta City Preliminary Mainstreet Proposal:

Following discussion of the proposal, Mr. Fisher explained that Sunrise Engineering works on a time and material basis. The cost estimate is a "Not to Exceed Figure". When Sunrise Engineering is hired to do the work, a contract agreement demonstrating the proposed manhour breakdown, will be provided.

EVELYN WARNICK: PROPOSAL FOR RECYCLING PROGRAM

Mayor Dafoe asked Jim Warnick to present a proposal for a recycling program.

Jim Warnick explained that he and his wife, Evelyn, are starting a recycling program in Millard County. He said that they are most interested in recycling paper at the present time. Mr. Warnick's plan is to have at least two collection boxes within Delta City. His proposal is to have one at the Husky Service Station on Main Street and one in west Delta north of Dick's Tires.

Mr. Warnick said that the collection boxes measure 4 x 4 x 12. They have wheels attached so they are mobile and can be easily removed and replaced. He said that the boxes are secure and should not create a nuisance.

Mr. Warnick said that he would like to promote recycling throughout the area by having school clubs, non-profit organizations, individuals, etc. use the recycling program for fund raisers.

The City Council spoke in favor of the program and encouraged Mr. Warnick to proceed with his plans for collection sites.

ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO ZONING ORDINANCE - SECTION 12-444: GROUNDS FOR VARIANCE

Attorney Waddingham was not in attendance; therefore, Council Member Robert Droubay MOVED to table discussion of this item until the next Regular City Council Meeting. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY RECORDER DOROTHY JEFFERY: APPROVAL OF ELECTION JUDGES

Mayor Dafoe asked City Recorder Dorothy Jeffery to present the names of the 1991 Election Judges.

City Recorder Dorothy Jeffery presented the following names for Council's approval:

District No. 17

June Lovell

District No. 18

Donna Cox

Kristann Stewart
Norda Roper
Doyle Bender - Alternate

Rosemary Larson
Helen Wright
Carol Howell - Alternate

Following discussion, Council Member Gayle Bunker MOVED to approve the abovementioned persons as Election Judges for the November 5, 1991, Election. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Council Member Wesley Bloomfield discussed the problem of weeds along Main Street. He recommended that a notice be sent to property owners to clean up their property within a certain amount of time or Delta City will clean it up and bill the property owner.

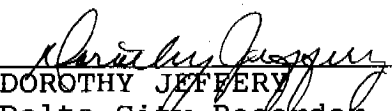
Mayor Dafoe said that he received signed agreements for the railroad crossing barriers at two different locations. Also, Mr. Dafoe said that the City's participation of funding for the South crossing is approximately \$21,000 and approximately \$16,000 for the North crossing.

Mayor Dafoe informed the City Council that a mandatory meeting is scheduled regarding the administration of CDBG funds for Tuesday, October 29, 1991 and Wednesday, October 30, 1991. City Recorder Dorothy Jeffery and Deputy Recorder Virginia Taylor will attend one of the sessions.

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 8:30 p.m.



DON DAFOE, Mayor



DOROTHY JEFFERY
Delta City Recorder